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Designated Only For Purposes of Nevada Service (LR IA 10-1(b))

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA - SOUTHERN DIVISION

PACIFIC EMPLOYERS INSURANCE
COMPANY, a Pennsylvania corporation,

Plaintiff,

v.

THE HERMAN KISHNER TRUST; IRWIN
KISHNER, AS TRUSTEE FOR THE HERMAN
KISHNER TRUST; JERRY ENGEL, AS
TRUSTEE FOR THE HERMAN KISHNER
TRUST; BANK OF AMERICA, AS TRUSTEE
FOR THE HERMAN KISHNER TRUST;
MARYLAND SQUARE SHOPPING CENTER,
LLC; MARYLAND SQUARE, LLC; HERMAN
KISHNER DBA MARYLAND SQUARE
SHOPPING CENTER; and, DOES 1-25, inclusive,

Defendants.

Case No. 2:10-cv-00897-JCM-PAL

AMENDED ORDER
GRANTING PLAINTIFF'S MOTION
FOR LEAVE TO ACCOMPLISH
SERVICE OF PROCESS ON
DEFENDANT MARYLAND SQUARE,
LLC, VIA PUBLICATION

AMENDED ORDER

Having considered Plaintiff's motion for leave to accomplish service of process on Defendant Maryland Square, LLC, via publication, the Court finds that the motion is meritorious and may be granted pursuant to N. R. Civ. Proc. 4, and corresponding Nevada state law governing service of process. Service of process on the specified defendant may be accomplished by way of publication. This Court designates the following newspaper, published in Nevada, for purposes of service on the

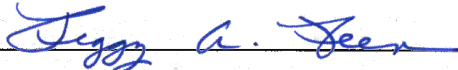
1 specified defendant: The Las Vegas Review-Journal. The service of process by publication in that
2 newspaper shall be made once per week, for a period of 4 consecutive weeks.

3 Plaintiff's counsel is further required to send a copy of this Order, as executed by the Court,
4 via certified U.S. Mail (with return-receipt requested) to the specified defendant's last known
5 designated service agent in Nevada, and its last known managing officer.

6 Plaintiff's counsel shall thereafter submit to this Court a declaration of service including
7 copies of the pertinent newspaper publications, and the above-described correspondence.

8 **IT IS SO ORDERED.**

9
10 Date: October 5, 2010


JUDGE
UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DECLARATION OF SERVICE

I, Angela Lee Rojas, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the within entitled action. I am employed at Wolkin · Curran, LLP, 555 Montgomery Street, Suite 1100, San Francisco, California 94111.

On 23 September 2010, I served the attached document, **[PROPOSED] AMENDED ORDER GRANTING PLAINTIFF'S MOTION FOR LEAVE TO ACCOMPLISH SERVICE OF PROCESS ON DEFENDANT MARYLAND SQUARE, LLC, VIA PUBLICATION**, on the below named parties:

Steven J. Parsons
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Counsel for defendants
THE HERMAN KISHNER
TRUST; IRWIN KISHNER, as
trustee for The Herman Kishner
Trust; JERRY ENGEL, as trustee
for The Herman Kishner Trust;
BANK OF AMERICA, NA, as
trustee for The Herman Kishner
Trust; and MARYLAND
SQUARE SHOPPING CENTER,
LLC

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and served the named document in the manner(s) indicated below:

- x **BY ELECTRONIC FILING AND SERVICE:** I electronically filed the above listed document(s) with Clerk of the Court for the United States District Court by using the Court's CM/ECF system. Participants in the case who are registered users will be served via the Court's CM/ECF System.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction service was made. Executed 23 September 2010, at San Francisco, California.


ANGELA LEE ROJAS